IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 1ST AUGUST 2007 / 10TH SRAVANA 1929

WP(C).No. 32196 of 2006(G)

PETITIONER:

SMT.SUBHA MURUGAN,
W/O.MURUGAN, RESIDING AT ALANKAR VILLA,
MANGALAM, VAZHAR MANGALAM, CHENGANNUR TALUK,
ALAPPUZHA DISTRICT.

BY ADV. SRI.IYPE JOSEPH

RESPONDENTS:

1. **THE MUNICIPAL SECRETARY,**
   MUNICIPAL OFFICE, CHENGANNUR.

2. **THE ADDITIONAL TAHASILDAR,**
   TALUK OFFICE, CHENGANNUR,
   ALAPPUZHA DISTRICT.

3. **THE REVENUE DIVISIONAL OFFICER,**
   REVENUE DIVISIONAL OFFICE, CHENGANNUR,
   ALAPPUZHA DISTRICT.

BY GOVERNMENT PLEADER SRI. BENJAMIN PAUL
ADV. SRI.S.HARIKRISHNAN, SC, MC, CHENGANNUR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 01/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS EXHIBITS:

EXT.P1: COPY OF THE SALE DEED NO.2383 OF S.R.O. CHENGANNUR IN FAVOUR OF THE PETITIONER DATED 30.10.1998.

EXT.P2: COPY OF THE SALE DEED NO.1251 OF S.R.O. CHENGANNUR EXECUTED IN FAVOUR OF THE PETITIONER DATED 27.5.99.

EXT.P3: COPY OF THE NOTICE ISSUED TO THE PETITIONER ISSUED BY THE 1ST RESPONDENT DATED 12.10.2006.

EXT.P4: COPY OF THE NOTICE ISSUED TO THE PETITIONER ISSUED BY THE 1ST RESPONDENT DATED 30.11.2006.

EXT.P5: COPY OF THE APPEAL FLED BY THE PETITIONER BEFORE THE 3RD RESPONDENT DATED 30.11.2006.

EXT.P6: COPY OF THE STAY PETITION FILED BY THE PETITIONER BEFORE THE 3RD RESPONDENT DATED 30.11.2006

TRUE COPY

P.A.TO JUDGE

S. SIRI JAGAN, J.

W.P.(C)NO. 32196 OF 2006

DATED THIS THE 1st DAY OF AUGUST, 2007

JUDGMENT

Against Exts.P3 and P4 orders directing the petitioner to vacate the properties mentioned therein, the petitioner filed Ext.P5 appeal before the 3rd respondent along with Ext.P6 stay application. The petitioner contends that although the same were filed as early as on 30.11.06, no orders have been passed and at the same time respondents 1 and 2 are taking steps to evict the petitioner from the property. The petitioner seeks expeditious disposal of Ext.P5.

2. Having heard the learned counsel for the petitioner, the learned Government pleader and the learned counsel appearing for the 1st respondent, I dispose of this writ petition with the following directions.

The 3rd respondent shall consider and pass order on Ext.P5 as expeditiously as possible, at any rate, within three months from the date of receipt of a copy of this judgment. Till final orders are passed on Ext.P5 the petitioner shall not be evicted from the property in question.

S. SIRI JAGAN, JUDGE

Acd